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3 **UNITED STATES DISTRICT COURT**
4 **DISTRICT OF NEVADA**
5

6 Estate of JO ANN FEIKES, et al.,

7 Plaintiff,

8 v.

9 CARDIOVASCULAR SURGERY
10 ASSOCIATES PROFIT SHARING PLAN,
TRUST, et al.,

11 Defendants.
12

2:04-cv-1724-LDG-GWF

ORDER

13 The Court previously determined that plaintiff Jo Ann Feikes was entitled to pre-
14 judgment interest at the average 52-week Treasury bill rate, per 28 U.S.C. § 1961, to
15 correct the original lapse in timely payment of the five percent interest from the time of
16 the original distribution to the time that plaintiff was paid the five percent interest. The
17 Court ordered Feikes to submit a calculation of pre-judgment interest accrued on the
18 untimely payments of the five percent interest for each of the 1998, 1999, and 2000
19 distributions. The Court also provided the defendants an opportunity to object to the
20 plaintiff's calculation, including whether the plaintiff has used accurate historical Treasury
21 bill rates for each calendar year. Feikes has submitted her calculation (ECF No. 148),
22 and the defendants have filed their response (ECF No. 149). Defendants indicate that
23 they do not object to either the Treasury Bill rates used by Feikes in calculating pre-
24 judgment interest or her calculation of the accrued pre-judgment interest.


25 With the determination of the amount of accrued pre-judgment interest owed by
26 defendants to plaintiff, the Court further finds that each of the plaintiff's claims have been
resolved. Accordingly, the Court will enter a final judgment closing this matter.

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Therefore, for good cause shown,

THE **COURT ORDERS** that plaintiff Jo Ann Feikes is entitled to pre-judgment interest in the amount of \$8,273.22 to correct the original lapse in timely payment of the five percent interest from the time of the original distribution to the time that plaintiff was paid the five percent interest.

DATED this 21 day of September, 2017.



Lloyd D. George
United States District Judge